

1 MARK R. THIERMAN, (State Bar No. 72913)
2 LEON GREENBERG, (State Bar No. 226253)
THIERMAN LAW FIRM
7287 Lakeside Drive, Suite 101
3 Reno, NV 89511
Telephone: (775) 284-1500
4 Facsimile: (775) 703-5027

E-Filed 6/10/2010

5 H. TIM HOFFMAN, (State Bar No. 49141)
ARTHUR W. LAZEAR, (State Bar No. 83603)
6 ROSS L. LIBENSON, (State Bar No. 181912)
HOFFMAN & LAZEAR
7 180 Grand Avenue, Suite 1550
Oakland, CA 94612
8 Telephone: (510) 763-5700
Facsimile: (510) 835-1311

9 MAX FOLKENFLIK
10 FOLKENFLIK & MCGERITY
1500 Broadway, 21St Floor
11 New York, NY 10036
Telephone: (212)757-0400
12 Facsimile: (212)757-2010

13 *Interim Lead Counsel for Plaintiffs*

14 CATHERINE A. CONWAY (SBN 98366)
GREGORY W. KNOPP (SBN 237615)
15 CHRISTOPHER PETERSEN (SBN 260631)
AKIN GUMP STRAUSS HAUER & FELD LLP
16 2029 Century Park East, Suite 2400
Los Angeles, CA 90067-3012
17 Telephone: 310-229-1000
Facsimile: 310-229-1001

18 Attorneys for Defendant

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA

21 DAVID HO, on behalf of himself and all
others similarly situated and on behalf of the
22 general public and DOES #1-20,

Case No. C 05 04867 (JF)

23 Plaintiffs,

STIPULATION AND [PROPOSED]--
ORDER CONTINUING DEADLINE FOR
FILING MOTION FOR CERTIFICATION
OF CLASS ACTION, and BRIEFING
SCHEDULE

24 v.

25 ERNST & YOUNG, LLP,

26 Defendants.

Hon. Jeremy Fogel

28 601659.0004 WEST 6469984 v1

STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR FILING MOTION FOR
CERTIFICATION OF CLASS ACTION and BRIEFING SCHEDULE
Case No. C 05 04867-JF (HRL)
(Consolidated for Class Certification Purposes with Case Nos. C-08-4988-JF and C-08-2853-JF)

1 WHEREAS the Court has set June 30, 2010, as the date for Plaintiffs to file their motion for
2 class certification in the above-captioned action;

3 WHEREAS each party intends to take additional depositions prior to submitting their
4 respective class certification briefs, and the parties have not yet been able to conduct these depositions
5 because of scheduling conflicts;

6 WHEREAS the parties have met and conferred and agreed to the class certification briefing
7 schedule set forth below;

8 THEREFORE IT IS HEREBY STIPULATED by and between the parties hereto through their
9 respective undersigned counsel that:

10 1. Plaintiffs shall have up to and including July 30, 2010 to file their Motion For Class
11 Certification;

12 2. Defendant shall have up to and including September 30, 2010 to file an opposition to
13 Plaintiffs' Motion For Class Certification; and

14 3. Plaintiffs shall have up to and including November 1, 2010 to file a reply to Defendant's
15 Opposition to Plaintiff's Motion For Class Certification.

16
17
18 Dated: May 27, 2010

/s/ Ross L. Libenson
Ross L. Libenson
HOFFMAN & LAZEAR
Attorney for Plaintiffs

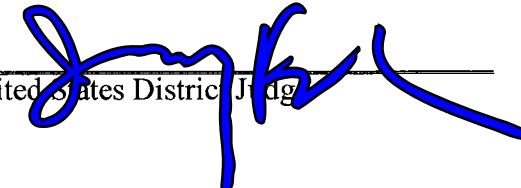
21
22 Dated: May 27, 2010

/s/ Gregory W. Knopp
GREGORY W. KNOOPP (SBN237615)
AKIN GUMP STRAUSS HAUER &
FELD LLP
Attorney for Defendant

1 **ORDER**

2 IT IS SO ORDERED.

3
4 Dated: 6/7/2010, 2010

5 
United States District Judge

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a
4 party to the within action; my business address is: 2029 Century Park East, Suite 2400, Los Angeles,
California 90067. On May 27, 2010, I served the foregoing document(s) described as:

5 **STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR FILING
MOTION FOR CERTIFICATION OF CLASS ACTION, and BRIEFING SCHEDULE** on the
interested party(ies) below, using the following means:

6 **All parties identified for Notice of Electronic Filing generated by the
Court's CM/ECF system under the referenced case caption and
number**

7 BY ELECTRONIC MAIL OR ELECTRONIC TRANSMISSION. Based on a court order or an agreement of the parties
8 to accept service by e-mail or electronic transmission, I caused the document(s) to be sent to the
respective e-mail address(es) of the party(ies) as stated above. I did not receive, within a reasonable
9 time after the transmission, any electronic message or other indication that the transmission was
10 unsuccessful.

11 I declare that I am employed in the office of a member of the bar of this court at whose
12 direction the service was made.

13
14 Executed on May 27, 2010 at Los Angeles, California.

15 _____
16 Rose Shushanyan
Print Name

17 _____
18 _____
19 _____
20 _____
21 _____
22 _____
23 _____
24 _____
25 _____
26 _____
27 _____
28 _____

Signature